AF/1602

Attorney Docket No.: JHU1400-1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Harry C. Dietz

Art Unit:

1635

JAN 0 9 2002

# 16

Application No.:

09/163,289

Examiner:

M. Schmidt

\_ULIVENTER 1600/2900

Filed: Title:

September 29, 1998

DELIVERY CONSTRUCT FOR ANTISENSE NUCLEIC ACIDS

AND METHODS OF USE

**BOX AF** 

Commissioner for Patents Washington, D.C. 20231

Sir:

Transmitted herewith for the above-identified application please find:

- 1. Response to the Final Office Action dated July 17, 2001; including Exhibits A and B (7 pages);
- 2. Notice of Appeal (2 pages);
- Terminal Disclaimer (3 pages); and 3.
- 4. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, October 17, 2001, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

Cecilia Tobin

Name of Person Mailing Paper

Signature

In re Application of:

Harry C. Dietz

Application No.: 09/163,289

Filed: August 2, 2001

Page 2

PATENT Attorney Docket No.: JHU1400-1

The Fee for this Response is calculated as follows:

## SMALL entity status is claimed.

For	Claims Remaining After Amendment		Highest Number Previously Paid For	Extra Claims	Large Entity Rate	Small Entity Rate	Calculations
Total Claims	14	-20	0		x \$18	x \$09	\$.00
Independent Claims	1	-3	0	-	x \$84	x \$42	\$.00
Multiple Claims					\$280	\$140	\$.00
Basic Filing Fee					\$740	\$370	\$.00
			, , , , , , , , , , , , , , , , , , ,			TOTAL FEE	\$.00

The Commissioner is hereby authorized to charge a TOTAL FEE of \$215.00; which consists of \$160.00 for the Notice of Appeal fee and \$55.00 for the Terminal Disclaimer fee; and is authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: October 17, 2001

Sheila R. Kirschenbaum, J.D., Ph.D.

Registration No.: 44,835 Telephone: (858) 677-1462 Facsimile: (858) 677-1465

**USPTO Customer Number 28213** 

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1600 San Diego, CA 92121-2189